

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF MICHIGAN
NORTHERN DIVISION

UNITED STATES,

Plaintiff,

File No. 2:08-cr-56

v.

HON. ROBERT HOLMES BELL

KEVIN JERMAINE RODGERS,

Defendant.

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ORDER REGARDING REPORT AND RECOMMENDATION

In accordance with the opinion entered this date,

IT IS HEREBY ORDERED that Defendant Kevin Jermaine Rodgers's objections to the Report and Recommendation of the Magistrate Judge (Dkt. No. 167) are **DENIED**.

IT IS FURTHER ORDERED THAT the Report and Recommendation of the Magistrate Judge (Dkt. No. 163) is **ADOPTED IN PART** as the opinion of the Court with respect to whether the search was conducted pursuant to a valid warrant, and **REJECTED IN PART** with respect to whether Defendant had a reduced expectation of privacy in the location searched.

IT IS FURTHER ORDERED that Defendant's motion to suppress (Dkt. No. 127) is **DENIED**.

Dated: October 26, 2009

/s/ Robert Holmes Bell
ROBERT HOLMES BELL
UNITED STATES DISTRICT JUDGE